

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

AGERA ENERGY LLC, *et al.*,¹

Debtors.

)
) Chapter 11
)

) Case No. 19-23802 (RDD)

) (Jointly Administered)
)

**ORDER EXTENDING THE DEBTORS' EXCLUSIVE PERIODS TO FILE A
CHAPTER 11 PLAN AND SOLICIT ACCEPTANCES THEREOF PURSUANT TO
SECTION 1121 OF THE BANKRUPTCY CODE**

Upon the timely motion (the "Motion")² of the above-captioned debtors and debtors in possession (collectively, the "Debtors") for entry of an order under 11 U.S.C. § 1121(d) extending the Filing Exclusivity Period through and including April 3, 2020 and the Soliciting Exclusivity Period through and including June 1, 2020, without prejudice to the Debtors' right to seek further extensions to the Exclusivity Periods, and granting related relief, all as more fully set forth in the Motion; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157(a)-(b) and 1334(b) and the *Amended Standing Order of Reference from the United States District Court for the Southern District of New York*, dated January 31, 2012, as a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and there being due and sufficient notice of the Motion and the hearing thereon; and upon the objection to the Motion by the Official Unsecured Creditors' Committee and the Debtors' reply; and upon the record of the hearing held by the Court on the Motion on January 29, 2020; and, after due deliberation and for the reasons stated

¹ The Debtors, together with the last four digits of each Debtor's federal tax identification number, are: Agera Energy LLC (8122); Agera Holdings, LLC (3335); energy.me midwest llc (9484); Aequis Energy, Inc. (7988); Utility Recovery LLC (4351); and Agera Solutions LLC (8749). The location of the Debtors' corporate headquarters and the service address for all Debtors is 555 Pleasantville Road, S-107, Briarcliff Manor, NY 10510.

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Motion.

by the Court in its bench ruling on the Motion, the Court having determined that the Debtors have established a sufficient basis for the relief granted herein; now, therefore, it is HEREBY ORDERED THAT:

1. The Motion is granted as set forth herein.
2. Pursuant to 11 U.S.C. § 1121(d), the Filing Exclusivity Period is extended from February 1, 2020 through and including April 3, 2020.
3. Pursuant to 11 U.S.C. § 1121(d), the Soliciting Exclusivity Period is extended from April 1, 2020 through and including June 1, 2020.
4. Nothing herein shall prejudice (i) the Debtors' rights to seek further extensions of the Exclusivity Periods or (ii) a party's right to seek to shorten or terminate the Exclusivity Periods, in each case under 11 U.S.C. § 1121(d).
5. Nothing herein shall prejudice a party's right to seek conversion of these Chapter 11 cases under 11 U.S.C. § 1112(b).
6. The Debtors are authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.
7. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Dated: January 30, 2020
White Plains, New York

/s/Robert D. Drain
THE HONORABLE ROBERT D. DRAIN
UNITED STATES BANKRUPTCY JUDGE